18

App. F. IX-4

1937-9
(SH)

File No. 18-38
Serial Nos. 1-9

Previous References
Bk A 439-35-(1-2)
232-37 (1-2)
27-24

Letter References
SP 7-39(12)
SP 7-39(6 SH)

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. Nine Pvc

Part B for April 1939

SUBJECT.

Petition from Kamasawmy Nayir objecting to the adoption of Muneyaswamy by the B. J. Krishnaswamy Naik of the Bangalore Nalleyar family and the Confirmation of the Pangu thereto

8(9)

To Messrs K. J. Kamasawmy Nayir,
B.J. Venkatakrishna Nayir,
B.J. Rama Krishna Nayir,
Collectorpet, Bangalore &c.

WD 0295—GPS—22,500—13-8-37

M. P. 6745 of 13-4-39

Before the petitioners Mahazar Govt. see no reason to review the orders already passed in this matter.

A.R.K. 24/4/39

Petition from Kamaswami Raja objecting to the adoption of Anjaneyaswami by Mr B.J. Krishnaswamy Naik, of the Bagalur Pollegar Family and to the Continuance of the pension to him.

General and Revenue Secretariat | S+A File No. 18 of 193 8. | [App. F. III—2

Serial No.

Petition dated the 4th July 1938 from B.J. Kamaswami Raja and others, Pollegars of the Bagalur Family, praying that the adoption of Anjaneyaswami by the late Mr B.J. Krishnaswami Naik be set aside and the pension distributed among them.

At the request of B.J. Krishnaswami Naik, a pollegar of the Bagalur Family, he was permitted in G.O No. Fl. 6050/S+A 439-35-2 dated 7.2.1936 to adopt his daughter's son, Anjaneyaswami. The special circumstances under which the adoption was allowed are given briefly in the G.O. and the notes leading to the issue of the Govt order. Subsequently Krishnaswami Naik died on 22.7.37 and his pension fell vacant. Anjaneyaswami, Raja the grandson of the deceased pensioner, whose adoption had been recognised in the G.O dated 7/2/36 claimed the pension and the same was registered in his name (as per G.O. No. Fl 3795/S+A 232-37-2 dated 13.1.38), his mother Mrs Radha Bayi being permitted to draw the pension during the minority of Anjaneyaswami.

Flag T.

Flag U.

2 When the question of adoption of Anjaneyaswami was decided by Govt the State Huzur Treasury Officer, Bangalore, had called for objections if any to the said adoption in response to which there were two objection petitions - one from B.J. Kumara Krishna raja

NOTE—Contn. Sheet.

WD 0284—GPB—30,000—13-8-37

V

145

S+A File No. 18 of 1938. | General and Revenue Secretariat

and the other from Nanjammeddemmanni. (vide para 2 of the S.H.J. Officers Report). He also recommended that the proposal for adoption might be sanctioned, as the position of a daughter's son (dauhitra) is very peculiar under Hindu Law and even without adoption, he would be entitled to succeed to his grandfather's property in the absence of a son. As Krishnaswami Naik then represented that he could not adopt one of his nephews as strained feelings existed in the family, and that they were besides old, Govt accepted the recommendation of the S.H.J. Officer and permitted Mr B.J. Krishnaswami Naik to adopt his daughter's son.

Flag X

(Paras 1-11 the notes of S+A. 439-35-

3 In view of the fact that the adoption has been recognised by Govt in their order dated 7.2.36. and that the pension of Mr B.J. Krishnaswami Naik which fell vacant has also been registered in the name of his adopted son Anjaneyaswami (now Contested by the present petitioners, Mrs B.J. Ramaswami and others, their request cannot be considered by reopening a question which has been already settled, and it has therefore to be negatived. The principle of adoption referred to in the petition was also kept in view while approving of the adoption of Anjaneyaswami. (Vide para 4 of the notes) ⊗

(G.O No M. 3795 S+A. 232-37-2 131 38

S+A. 439-35 ⊗

4 The petitioners may be informed that their request cannot be granted. The Law Secy may also be consulted.

1445/38 Petition from B. G. Krishnaswami Rajus & others objecting to the adoption of Anjaneyaswami by B. G. Krishnaswami Naik (late) Pollegar of Bagalur Family and the Continuance of the pension to him

General and Revenue Secretariat — File No. /8 of 193 8. [App. F. III—2

Serial No.

before informing the petitioners as above.

BBS MA 2847 80 9.8.38.

5 When recognising the adoption of the daughter's son Anjaneyaswami (Vide g.o. flagged T) the opinion of the Law Dept. was not taken. Subsequent to the recognition of the said adoption the pension has also been ordered to be registered in the name of Anjaneyaswami vide (flag U.)

6 Whether the Law Dept. should now be consulted or whether the present petns. may be informed that the question cannot be reopened is for orders.

(T. Secy.)

8/9 13.8.38.

Please put up any similar instances of adoption considered by Govt. in claimants. 8/9. 2.8.38.

7 Please see para 2 of S. H. Tr. Offr's report Dated 4.12.05. He says he has issued notice to all parties. Has the present applicant been notified then?! Ascertain facts as to whether he omitted to respond to the Call for the objections if any.

AD 17.8.38 8/9

8 Papers sent.

9 Issue.

8/9 19.8.38.

TYPING SL

NOTE—Contn. Sheet.

WD 0284—GPB—30,000—13-8-37

4 Objection petition of Mr B.J Krishnaswamy Naick of Bagalur Pallegar family

145 / 168-2 / 1731
Fl Fl

SoA File No/8 of 193 8 | General and Revenue Secretariat

Fl 1217/Encls. 26.8.38

To The Comptroller.

Enquires whether objections had been called for from B.J. Kannaswamy Raju also.

Petition (Cons 168-2) Dated 17-11-38 from BJ Venkatakrishna Raju No 20 Bali Mazid Road Cottonpet Bangalore city Contesting the validity of the adoption of Anjaneya Swamy to the late BJ Krishnaswamy Naick of Bagalur Pallegar family

Petition (Cons 1731) Dt 20-11-38 from BJ Ramakrishna Raju 20, Bali Mazid Road Bangalore city, Contesting the validity of adoption of Anjaneya Swamy to late BJ Krishnaswamy Naick of Bagalur Pallegar family

10) The contentions of both the petitioners Messrs BJ Venkatakrishna Raju and BJ Ramakrishna Raju, apparently brothers, are that the one & the same ie) the validity of adoption of Anjaneyaswamy by late Mr B.J. Krishnaswamy Naick of Bagalur Pallegar family Sanctioned in G.O No Fl 6050/S+A 439-35-2 Dated 7-2-1935. The previous petitioner Kumaraswamy Raju also contested the validity of the adoption and the Complete

2

3

4

Seen 9/9.

flag F.

Re. the adoption of Anjaneya Swamy by late B.F. Krishnaswamy Naira Pallegar of Bagalur

145 / 1682 / 1731
fl fl fl.

General and Revenue Secretariat — S+A File No. 18. of 193 8 — [App. F. III—2

Serial No.	
	has been requested to report if the objections were called for from M.K. Kumara Swamy Raja. In the matter of the adoption in question perhaps the same procedure may be adopted now also and the Comptroller addressed in the matter. A d/f is put up for approval or other orders in view of paras 6 to 32 of the notes in the S+A file 27-24 re. the validity of the adoption of a daughter's son while there are (the male cognatic) Cousins existing.
	B/12/38 — 11) Issue draft.
	By 8.12.38.
5	To the Comptroller for report No F.C. 3437/38 dt 9-12-1938 — Discontinuation of Serial No 2 forwarding the Sl. Nos 3+4 petitions of Messrs B.F. Venkata Krishna Raju & B.F. Ramakrishna Raju of the Bagalur Pallegar family and requesting for a report if they were also similarly notified by the S+A T.O. in the matter and whether they responded or not to the call for objections by the Officers.
6.	Letter No. 4200/S+A. Dated 27-1-1939 from the Comptroller submitting the report called for in Serials 2 & 5 supra.
	12) The Comptroller reports that Messrs B.F. Kamasami Raju, B.F. Venkatakrishna Raju and B.F. Ramakrishna Raju are the sons

Flag W placed below

Fus. A 10/12/38

TYPING SECTION 8 DEC 1938

WD 0544 GTD 30,000—9.9.38

6 Petn of Mr BJ Kannaswamy Raju of Bagalur Pallegar family

2653/F

S 714 File No. 18 of 1938 | General and Revenue Secretariat

of late Mr BJ Seshadri Naik brother of Mr BJ Krishnaswamy Naik (the adoptive father of Mr Anjaneya Swamy in question), that the pension which Mr Seshadri Naik was drawing (viz Rs 15-14-2 was, on his death, subdivided and registered in the names of Mr Kannaswami Raju eldest son of Sri Nanjamuddammanni widow of Mr Seshadri Naik on behalf of herself and her two other Sons viz Messrs Ramakrishna Raju and Venkatakrishna Raju (petitioners)

13) It is stated further that when Mr BJ Krishnaswami Naik applied for Govt permission to adopt Mr Anjaneya Swamy, notices were issued among others to Mr Krishna Swamy Raju and Sri Nanjamuddamma-nni, calling for their objections in the matter of adoption, and that Sri Nanjamuddammanni alone put in her objection and none was received from Mr Kannaswami Raju and that separate notices do not seem to have been issued to Messrs Venkatakrishna Raju and Ramakrishna Raju on the ground that they were not drawing their Pallegar-pensions separately which were registered in their mother Sri Nanjamuddammanni As already stated above, a notice to her

GJ F

Petn of Mr BJ Kamaswamy Raju & others 6
by Bapatla Pallegar family

2653
7E

Serial No.

was issued and her objections were received in writing.

14) Thy Messrs BJ Venkatakrishna Raju & BJ Ramakrishna Raju were not ~~notified~~ given notices of is explained above. But it is not clear if the petr Mr BJ Kamaswamy Raju was ~~not~~ given notice of. and it is doubtful if he is one of those that (are not named) ~~but~~ were notified along with Messrs Krishnaswami Raju and Sri Nanjammaddammanni Unless there is unimpeachable evidence in support of the issue of notice to Mr Kamaswamy Raju in the matter he is not precluded or estopped from putting in this objection to the adoption in question.

15) Subd for orders with ref to paras 7 & 11 supra The comptroller reports that 2/2/39 notices were issued among others to Mr. Kamaswamy Raju (Krishnaswami) and Sri Nanjammaddammanni (on behalf of her two sons Venkatakrishna Raju & Ramakrishna Raju) to intimate in writing objections if any before 31-3-39 and that the latter alone sent in her objections (vide H.X) All the points of objection

S&A 439-35

NOTE—Contn. Sheet.

WD 0544—GPB—30,000—2-9-83

8 Petns of Mr B.F. Kannaswamy Rajulothers of Bagalur Pallegar family
2653
JL

S.H.T. File No. 18 of 193 8 | General and Revenue Secretariat

now set forth by the contestants have been specified by the comptroller in his letter dt 14-12-35 flagged X.
[As the parties represent that the adoption is not in accordance with Hindu Law, whether the Law Dept may be consulted now is for orders] (Refer para 7)

MM 6/1 16) Reference is made to a number of papers in the Comptroller's letter, but the relevant records are not sent.

17) Please call for the records of enquiry

C 6/8/2

18) after put up for appl

C MM 8/2/39

19 June

C 9/2

No. L 5302 - Dated 7
The Comptroller to Govt.
Calls for the records of enquiry into the question of adoption of Anjaneya Swamy by Mr B.F. Krishnaswami Naik of Bagalur Pallegar family

Secs A C MM 24/2/39

From The comptroller No 4868/S.H.T.37 8

22-2-39

Forwards the draft copy of the notice issued in connection with the adoption of Mr

Serial No.

Anjaneyaswamy by Mr. B. J. Krishnaswamy Naik & states that objection petition received in the matter were sent to this office with his letter No. 2920 S. H. I. dt 19-12-1935.

H & G:

The objection petitions of Kumara Krishnaraja and Srimati Nanjamuddammanni are flagged H & G in S & A Collection 439 of 1935 serials 1 & 2. Copy of notice calling for objections issued from the State Huzur Treasury Office is flagged 7.

7.

It is seen from the extract of "To" Register copied on the draft Notice dated 13-3-1934 that notices were issued to (1) Nanjamuddammanni (2) Akkammanni (3) B. J. Kumarakrishna raja & (4) Kannaswamiraja & only 1 & 3 responded to the notice & objected to the adoption of Anjaneyaswami by Mr. B. J. Krishnaswamy Naik. The question of the adoption of a daughter's son was considered to be in order and orders were passed in G.O. No. 605 O / S & A 439-35-2 dt 7-2-1935 recognising the adoption for the purpose of continuing the Pollegar pension of Mr. B. J. Krishnaswami Naik in the name of Anjaneyaswami. The question of the adoption of a daughter's son by a Pollegar in preference to his agnates was considered in great detail in S & A Collection 27 of 1924 serials 1 to 6 (Vide paras 16 to 33 of the notes in the

E

NOTE—Contn. Sheet.

Petition of Kannaswamy Rayar tolers of the Bagalur Pollegar family

S&A File No. 18 2995/37 of 1938. | General and Revenue Secretariat

above collection) and Govt came to the conclusion that a daughters son may be recognised for the purpose of continuing the Pallegar pension. The case under consideration is on all fours with M. V. Venkataramanaswami Naik's adoption by Mr. Mudduswami Naik of the Rayadurg Pollegar family. G.O. No Fl 5454/S&A 27-24-6 D7 4-4-1925

The grounds urged by the petitioners against the adoption are

1) that the adoption of a daughters son is not in strict conformity with Hindu Law as the person to be adopted does not belong to the same gotra as the adoptive father &

2) that a daughters son is not the nearest of kin & hence the adoption is not valid.

With regard to the first point urged by the petitioners it may be stated that though the boy to be adopted belongs to a different gotra ~~before adoption~~ than that of the adoptive father, he will become a member of the family and also of the gotra of his adoptive father soon after the adoption takes place & hence the first contention has no force.

With regard to the 2nd contention that a daughters son is not the nearest of kin, kind reference is invited to para 26 of the notes in S&A collection 27 of 1924 flag E Wherein a daughter's son was considered as the nearest of kin. Hence even the second contention fails & the petitioners have perhaps no case. Submitted

Sw 20/8/38 MR

Serial No.

The main contention of the petitioners is that the adoption of one Anjaneyaswamy by the late Mr. Krishnaswami Naik should not be recognised by Govt, as the adopted boy being the daughter's son cannot be legally adopted, and that on this account the transfer of the pension to the adopted boy already ordered should be cancelled.

The adoption of Anjaneyaswami was ~~forwarded~~ formally recognised by Govt. in G.O. d. 7.2.36 during the life time of Krishnaswami Naik, after due enquiries & consideration of the circumstances now urged. Mr Krishnaswami Naik died subsequently and in pursuance of the previous G.O. recognising the adoption, Govt. approved of the transfer of his pension to the name of the adopted boy in G.O. d. 13.1.38.

The G.O. d. 7.2.36 shows that the relations between the brothers & their family were so strained that the deceased could not adopt a boy from one of those families, and the previous references put up indicate that the adoption of a daughter's son is not invalid. In these circumstances, it appears to be undesirable and unnecessary to re-open the question of adoption, ~~after Govt~~ which Govt. have formally recognised and acted upon, at this distance of time

H.—T

H. H

H. E

NOTE—Contn. Sheet.

WD 0544—GPB—30,000—2-9-83

Petition of Kannavarnin Raja and others objecting to the adoption of Anjaneyaswami By B.J. Krishnaswami Naik Bajadur Poligar 2653

File No. 156 2995/7 of 1938 | General and Revenue Secretariat

He more so as the party who adopted the boy is himself dead.

The petition has to be rejected.

6/4

Further)

I think no action is called for in the circumstances of the case. The petition has to be rejected and the petitioners informed that Govt see no good reason to interfere with the decision already made.

6.4.39

Dewan)

6-4-39

8.4.39

Draft endorsement to the petitioners is submitted for approval.

11/4/39

11/4

Endorsement to the petitioner No 6745 Dt. 13-4-39.

Informs the petitioners that Govt see no reason to revise the orders already passed in the matter.

14/4/39

GEN. & REV. OFFICE 7297

TYPING SECTION 11 APR. 1939 GEN. & REV. SECTT.

S'A 18-38-1

To

The Chief Secretary
to the Government of His Highness
the Maharaja of Mysore,
B a n g a l o r e.

Petitioner

B. J. Kannaswamy Raju & others, of Bagalur pallegar family.

Addres:- B.J. Kannaswamy Raju, Camp. Chintamani.

MOST RESPECTFULLY SHEWITH,

1 In continuation of our review petition dated 5-8-1937, regarding the adoption of one Anjaneyaswamy to late Krishnaswami Naik, son of Venkataswamy Naik of Bagalur Pallegar family, we beg to state as follows:-

2 Ever since our grand father Venkataswami Naik died, his pension has been distributed among his four sons namely B.J. Komaraswami Naik (Late Deputy Commissioner of Tumkur District), Seshadri Raj, Krishnaswami Naik and Ramaswami Naik.

3 We learnt that, on a representation of Mr. B.J. Krishnaswami Naik praying that he may be permitted to adopt his daughter's son Anjaneyaswami for succession for the Pallegar pension drawn by him, the Government directed that adoption be recognised for the purpose of continuing Pallegar pension vide orders No.F.1605 O/S & A.439-35-2 dated 5/7 February 1936 (By the Financial Secretary to Government).

4 As per standing orders of the Government vide Government Proceedings Camp No.1678 dated 29th October 1887 and instructions thereupon to Khazana Baksni vide order No. 5187-95 Mis.795 dated 30-9-1902 (by the Secretary to General and Revenue Department), the adoption is not legal and we urge the following facts:-

urge the following facts:-

1) Adopted boy is the son of his daughter, belonging to "a Kandi Vamsa of Ceylone Family". So, the adopted son is not the nearest kin whereas there are sons of his own brothers who are any day bound to perform all ceremonial acts to this Gentleman.

2) Adoptive father selected the only son of his daughter. Hindu Law does not permit to adopt an eldest son or only son. Late Mr. Krishnaswami Naik while adopting his daughter's son had no dependants except himself. It is evident therefrom that this Gentleman just to deprive the right of his brothers and their sons, has adopted the only son of his daughter who is married to a different family. So the representation made by him for adoption, is not true and tenable.

3) The Government Orders read "The strict enforcement of this rule would be the means of keeping the pension in the same family". This has been overlooked before the adoption is recognised.

4) The pension drawn by the said Krishnaswami Naik is only a part of the pension of his late father Venkataswami Naik. As late Krishnaswami Naik possessed no issues or dependants, his share of pension should have been reverted and distributed among his brothers and their sons, who are the legal successors.

5) We have represented these facts to the benign Government in our petition presented to the Dewan of Mysore on 5-8-1937 as said above. We have not received hitherto any information about the cancellation of adoption. So we most humbly pray your honour to kindly review and set aside the adoption and pass orders to the distribution of the pension of Krishnaswami Naik among the petitioners.

For which act of kindness we shall be ever grateful.

Your most obediently,

B. J. Ramaswamy Rajas
Palleygar of Bagalure
For B. J. Rama Swami Rajas +
others

enclosures:—

Copy of the Govt Orders in recognition of Adoption and the Validity of Adoption in the Palleygar family for continuing pension

Proceedings of the Government of H.H. the Maharaja of Mysore. General

Dated 30th Sept 1902.

Read Again:- Govt. Proceedings Camp No. 1678 dated 29/10/1887.

Read the following papers:-
Letter No. 9 of the 15th August 1887, from the Khazana Bakshi, reporting the death on the 17th May 1886 of Gangamma, one of the stipendiaries of the Kanjarabad Pallegar family, who was in receipt of pension of ₹ 84/11/11 per mensum and submitting proposals for the disposal of the pension.

Letter No. 14 of the 11th October 1887 from the Khazana Bakshi, forwarding certain papers in connection with the above mentioned pension.

Camp No. 1678 dated Mysore 29th October 1887.

ORDER THEREON:-

xxx xxx xx xx

6. One the general question of the valadity of an adoption for the purpose of succession to a Pallegar pension, H.H. the Government are of opinion that no native State should refuse its recognition to any adoption properly made from among the next kin. In 1822, H.H. the late Maharaja sanctioning the adoption of a son by a Pallegar widow and continued the pension to such adopted son. During the British Administration of the Province it was laid down(in Aug 1862 in connection with an adoption in Anekal family) that the Government ought not to recognize any adoption as valid for the purpose of succesesion to a Pallegar pension. This ruling was based probably upon the orders of the the Madras Government adetd 18/9/1851 quoted at page 150 of the standing orders of the Board of Revenue(Mr.Dalyell's Edition 1866) These orders laid down as follows:-

"Pensions granted heredeitarily are to cease when the hereditary line fails and not to pass to adopted childern" and the Govt. reserve to themselves, in all cases, the right of refusing to recognise the calims of an adopted son to any allowence in land or money" The same order however authorized Collectors to recognize an adoption when the party adopted was near kin of kin to the party making the adoption, as nephew or first cousin of an undivided family.

7. The cases to which these orders of the Madras Govt were intended to apply were not exactly analogous to the Mysore Pallegar pensions which were granted under very peculiar circumstances partly in lieu of Pallepat lands and partly on political grounds. In the British Territory, the Government confirmed to the Pallegars in most cases their palleput lands subject to the payment of Peshkash. In Mysore, this class of petty rulers lost their political power and importance during the Muhammedan Rule and on the pacification of the country after the fall of seringapatam it was deemed inadvisable to restore to them their old Pallepat lands and they were accordingly grandted money pensions. With the fall in the value of money the pensions were increased on two occasions during the British Administration once in 1860 by 50 percent and agian in 1865 by 25 percent.

8. Under such circumstances, H.H. Government are of opinion that it will be no more than bare justice to extend to Mysore Pallegar pensions, the same rule of succession as appli s to Pallepet Lands. In the case of the latter the succession admittedly vests in a son duly adopted, and to apply the same rule to the Mysore Pallegar pensions would be be in strict accordance not only with the fundamental principles of Hindu Law and the precedents of the State when under native Rule, but also with the popular general feeling in the matter.

9. The rule of the Hindu Law which requires the previous sanction of the Sovereign to an adoption by a widow in such cases and which prescribes that the boy adopted shall be the nearest kin to the adoptive father, is of special importance as regards Pallegar pensions, and must therefore be most scrupulously followed in order to ensure the recognition of any apdotion as valid for the purpose of succession to Pallegar pension. The strict enforcement of this rule would be the means of keeping the pension in the family as a result which is highly desirable on grounds other than those of mere conformity to Hindu Law.

Sd. R.Vijayindra Rao. [Sd.]
Chief Secretary.

"Copy"

Proceedings of the Government of His Highness the Maharaja of Mysore, General, dated 30th September 1902.

Government Proceedings Camp No.1678 dated 29th October 1887 Read the following Papers:-

Letter No. 9 of the 15th August 1887, from the Khazana Bakshi, reporting the death on the 17th May 1887 of Gangamma, one of the Stipendaries of the Manjarabad Pallegar family, who was in receipt of a Pension of Rs.84-11-11 per mensem and submitting proposals for the disposal of the pension.

Letter No.14 of the 11th October 1887 from the Khazana Bakshi, forwarding certain papers in connection with the above mentioned pension.

Camp No.1678, dated, Mysore, 29th October 1887.

Orders thereon:-

6. On the General question of the validity of an adoption for the purpose of succession to a Pallegar pension, High Highness' Government are of opinion that no native state should refuse its recognition to any adoption properly made from among the next to kin. In 1882, His Highness the late Maharaja sanctioned the adoption of a son by a Pallegar widow and continued the pension to such adopted son. During the British Administration of the Province, it was laid down (in August 1862 in connection with an adoption in the Anekal family) that the Government ought not to recognise any - - adoption as valid for the purpose of succession to a Pallegar pension. This ruling was based probably upon the orders of the Madras Government, dated 18th September 1851, quoted at page 150 of the standing orders of the Board of Revenue (Mr. Dalyell's Edition, 1886).

These orders laid down as follows:-

" Pensions granted hereditary are to cease when the hereditary line fails and are not to " pass to adopted children", and "the Government reserve to themselves in all cases, the right "of refusing to recognise the claims of an adopted son to any allowance in land or money." The same orders however authorized collectors to recognise an adoption when the party adopted was near of kin to the party making the adoption, as nephew or first cousin of an undivided family.

7. The cases to which these orders of the Madras Government were intended to apply were not exactly analogous to the Mysore Pallegar pensions which were granted under very peculiar circumstances, partly in lieu of pallegar lands and partly on political grounds. In British Territory, the Government confirmed to the Pallegars, in most cases, their Pallepat lands subject to the payment of a Peshkash. In Mysore, this class of Petty rulers lost their political power and importance during the Muhammadan Rule and on the pacification of the Country after the fall of Seringapatam, it was deemed inadvisible to restore to their old Pallepal lands, and they were accordingly granted money, pensions. With the fall in the value of money, the pensions were

were increased on two occasions during the British Administration once in 1860 ~~and~~ by 50% and again in 1865 by 25%.

8. Under such circumstances, His Highness' Government are of opinion that it will be no more than bare justice to extend to Mysore Pallegar pensions, the same rule of succession as applies to Pallepat lands. In the case of latter, the succession admittedly vests in a son duly adopted, and to apply the same rule to the Mysore Pallegar pensions would be in strict accordance not only with the fundamental principles of Hindu Law and the precedents of the State when under Native Rule, but also with the popular general feeling in the matter.

9. The rule of Hindu Law, which requires the previous sanction of the Sovereign to an adoption by a widow in such cases and which prescribes that the boy adopted shall be the nearest of kin to the adoptive father, is of special importance as regards Pallegar Pensions, and must therefore be most scrupulously followed in order to ensure the recognition of any adoption as valid for the purpose of succession to a Pallegar pension. The strict enforcement of this rule would be the means of keeping the pension in the same family, a result which is highly desirable on grounds other than those of mere confirmity to Hindu Law.

Sd/- R. Vijayindra Rao,

Chief Secretary.

To

The Khazana Bakshi,
The Deputy Commissioners of Districts.

No.5187-95-Mis. 795 dated Bangalore, 30th September 1902.

Orders thereon:- The attention of the Khazana Bakshi, State Huzur Treasury, and the Deputy Commissioners of Districts is drawn to the Prodeedings read above, and they are requested to see that the principle therein laid down, for recognizing adoption for the purpose of succession to Pallegar pensions, be scrupulously adhered to in future.

Sd/- H. V. Nanjundayya,

Secretary to Government, General and Revenue Department.

To

The Khazana Bakshi, State Huzur Treasury,
The Deputy Commissioners of Districts.

Dated: 15-12-1922,
Bangalore.

" COPY "

Appendix F G—1]

SUBJECT.....

.....

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Section S & A

File No. 18 – 38

Serial No. 2

Diary No. of letter replied to .....

No. H 1217/Gen

To

The Comptroller to Govt

Sir

I am directed to invite reference to your office letter No. 0920. S. H. Try. 07 1945 dtd 35 forwarding for orders the report of the P. H. T. Officer regarding the adoption of me Arjanayanswami by Mr. B. J. Krishnaswami Naik of the Bajaru poleyar family & to request you to ascertain by whom me B. J. Kanna-swamy Rajo of the aforesaid family had been notified & where he omitted to respond

General and Revenue Secretariat

( )

the 193 .

Date of issue 27/8/38

Signed by H. P. S. N

List of enclosures.....

Copied by .....

Examined by.....

to the call for Objections, if any, by the S.H.T. Officer, The petition in original of B.J. Kannaswamy Raju is also enclosed for reference & return.

I have &c.

By
19.8.38.

For Financial Secy to Govt.

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat 271

No. FC 121/36 Bangalore, Dated, 26th August 1938.

From SHA 18-38-2

The *Financial Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Comptroller to Government of Mysore,

Bangalore.

Sir,

I am directed to invite reference to your office letter No.2920 S.H.Try. dated 19th December 1935, forwarding for orders the report of the State Huzur Treasury Officer regarding the adoption of one Anjaneyaswami by Mr.B.J.Krishnaswami Naik of the Bagalur Pallegar Family and to request you to ascertain whether one B.J. Kannaswamy Raju of the aforesaid family had been notified and whether he omitted to ~~report~~ respond to the call for objections, if any, by the State Huzur Treasury Officer.

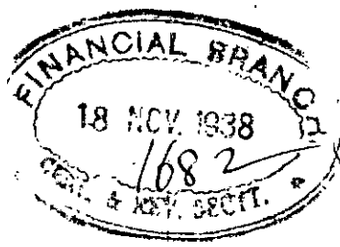
The petition in original of B.J. Kannaswamy Raju is also enclosed for reference and return.

I have the honour to be,
Sir,
Your most obedient servant,

Draft fair copy.

for Financial Secretary to Government.

K.".R.2.



18.11.38

The Financial Secretary,

to the Government of Mysore,

BANGALORE.

PETITIONER:- B. J. Venkatakrishna Raju, S/O Mr. B. J. Seshadri Raju, Bagalur Palleggar family.

RESPECTED SIR,

In continuation of our review petition dated the 5th August 1937 regarding the adoption of one Anjaneya-Swamy to Late B. J. Krishnaswamy Naik son of B. J. Venkataswamy Naik of Bagalur Pallegar family.

We beg to state that ever since our grand-father Venkataswamy Naik died his pension has been distributed among his four sons, namely, B. J. Kumaraswamy Naik, Late Deputy Commissioner (Retd), Bangalore, B. J. - Seshadri Raju, B. J. Krishnaswamy Naik, B. J. Ramaswamy Naik.

We learn that on a representation of Mr. B. J. Krishnaswamy Naik praying that he may be permitted to adopt his daughter son of Anjaneyaswamy for succession of the pallegar pension drawn by him the Government directed that adoption be recognised for the purpose of continuing pallegar pensions, vide Order No. F.1605 O/S and A 439-35-2 dated 5/7th February 1936, Bangalore, (From the Financial Secretary to Government)

1. As per standing orders of Government, Government proceedings Camp No.1678 dated 29th October 1887 and instruction to the State Huzur Kazana Bakshi Vide orders No.5182, 95 Mis. 795 dated 30-9-1902 by the Secretary to General and Revenue Department, the adoption is not legal and we urge the following facts:

1. Now the adopted boy is the son of Mr. Muthyaluswamy belonging to a Kandi Vamsa of Ceylon Family" so the adopted son is not nearest kin, who are any day bound to perform or ceremonial acts to this gentleman. So that the proposed adoption of the daughter's son is not permissible under the Hindu Law, (2) Adoptive father selected the only son of his daughter, Hindu Law does not permit the adoption on eldest son or the only son and also in undivided family, (3) Late Mr. B. J. Krishnaswamy Naik while adopting his daughter's son had no dependents except himself. It is evident therefrom that this gentleman just to deprive the right of his brothers and their sons has adopted the only son of his daughter, who is married to different family, in a Kandivamsa of Ceylon, (4) The Government order read, The strict enforcement of this rule would be the means of keeping the pension in the same family and kindly divide to his own brother's sons, who is, namely, B. J. Kannaswamy Raju, B. J. Venkatakrishna Raju and B. J. Ramakrishna Raju. We are in receipt of a monthly pollegar pension of Rs.5-4-8 which is hardly sufficient for our maintenance. This has been overlooked before the adoption is recognised, (5) The pension drawn by the said B. J. Krishnaswamy Naik is only a part of the pension of his late father, B. J. Venkataswamy Naik.

As late B. J. Krishnaswamy Naik possessed no issues or dependants, his share of pension should have been reverted and distributed among his brothers and their sons who are the legal successors.

We have represented these facts to benign Government and our petition has been presented to the Dewan of Mysore on 5-8-1937 as said above, We have not received any endorsement about the cancellation of the adoption.

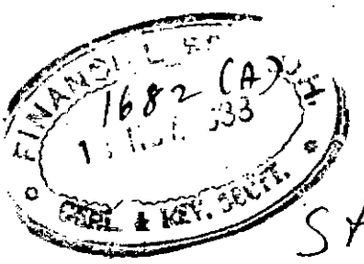
So we most humbly pray your Honour to kindly review and set aside the adoption and pass orders to the distribution of the pension of Mr. B. J. Krishnaswamy Naik among the petitioners.

We beg to invite your kind attension to the copy of the Proceedings of the Government of His Highness the Maharaja of Mysore, General, dated 30th September 1902, which is herewith enclosed for your kind perusal.

For which act of kindness, We shall ever feel grateful,

Bangalore,
17—11— 1938.

I beg to remain,
Respected Sir,
Your most obedient servant.
B. J. Venkata Krishna Raju
№ 20. Beli Mazid Road.
Cotton pet. Bangalore city.



S+A. 18-08-37

The Chief Secretary

to the Government of Mysore,

BANGALORE.

18/11

18/18-38.

PETITIONER:- B. J. Venkatakrishna Raju, S/O Mr. B. J. Seshadri Raju, Bagalur Palleggar family.

RESPECTED SIR,

In continuation of our review petition dated the 5th August 1937 regarding the adoption of one Anjaneya-Swamy to Late B. J. Krishnaswamy Naik son of B. J. Venkataswamy Naik of Bagalur Pallegar family.

We beg to state that ever since our grand-father Venkataswamy Naik died his pension has been distributed among his four sons, namely, B. J. Komaraswamy Naik, Late Deputy Commissioner (Retd), Bangalore, B. J. - Seshadri Raju, B. J. Krishnaswamy Naik, B. J. Ramaswamy Naik.

We learn that on a representation of Mr. B. J. Krishnaswamy Naik praying that he may be permitted to adopt his daughter son of Anjaneyaswamy for succession of the pallegar pension drawn by him the Government directed that adoption be recognised for the purpose of continuing pallegar pensions, vide Order No. F.1605 O/S and & 439-35-2 dated 5/7th February 1936, Bangalore, (From the Financial Secretary to Government)

1. As per standing orders of Government, Government proceedings Camp No.1678 dated 29th October 1887 and instruction to the State Huzur Kazana Bakshi Vide orders No.5182, 95 Mis. 795 dated 30-9-1902 by the Secretary to General and Revenue Department, the adoption is not legal and we urge the following facts:

1. Now the adopted boy is the son of Mr. Muthyaluswamy belonging to a Kandi Vamsa of Ceylon Family" so the adopted son is not nearest kin, who are any day bound to perform or ceremonial acts to this gentleman. So that the proposed adoption of the daughter's son is not permissible under the Hindu Law, (2) Adoptive father selected the only son of his daughter, Hindu Law does not permit the adoption on eldest son or the only son and also in ~~the~~ divided family, (3) Late Mr. B. J. Krishnaswamy Naik while adopting his daughter's son had no dependents except himself. It is evident therefrom that this gentleman just to deprive the right of his brothers and their sons has adopted the only son of his daughter, who is married to different family, in a Kandivamsa of Ceylon, (4) The Government order read, The strict enforcement of this rule would be the means of keeping the pension in the same family and kindly divide to his own brother's sons, who is, namely, B. J. Kannaswamy Raju, B. J. Venkatakrishna Raju and B. J. Ramakrishna Raju. We are in receipt of a monthly pollegar pension of Rs.5-4-8 which is hardly sufficient for our maintenance. This has been overlooked before the adoption is recognised, (5) The pension drawn by the said B. J. Krishnaswamy Naik is only a part of the pension of his late father, B. J. Venkataswamy Naik.

As late B. J. Krishnaswamy Naik possessed no issues or dependants, his share of pension should have been reverted and distributed among his brothers and their sons who are the legal successors.

We have represented these facts to benign Government and our petition has been presented to the Dewan of Mysore on 5-8-1937 as said above, We have not received any endorsement about the cancellation of the adoption.

So we most humbly pray your Honour to kindly review and set aside the adoption and pass orders to the distribution of the pension of Mr. B. J. Krishnaswamy Naik among the petitioners.

We beg to invite your kind attension to the copy of the Proceedings of the Government of His Highness the Maharaja of Mysore, General, dated 30th September 1902, which is herewith enclosed for your kind perusal.

For which act of kindness, We shall ever feel grateful,

Bangalore,
17 — // — 1938.

I beg to remain,
Respected Sir,
Your most obedient servant.
B. J. Venkatakrishna Raju

B.J.Ramakrishna Raju,
20,Bali Hazid Road,
Bangalore City. Dated 20th November 1938

To.

The Chief Secretary to Government
of H.H. the Maharaja of Mysore,
B A N G A L O R E

Respected Sir,

In continuation of my petition dated 5/8/1937, regarding the adoption of one Anjaneyaswamy to late Mr. B.J. Krishnaswamy Naik, son of B.J.Venkataswamy Naik of Bagalur - Pallagar family, I beg to submit as follows for your kind - consideration:-

Ever since my grand-father B.J.Venkataswamy Naik died, his pension had been distributed among his four sons viz., B.J.Kumaraswami Naik, Retd. Dy. Commissioner of Bangalore, B.J. Seshadri Raju, B.J.Krishnaswami Naik and Ramaswami Naik.

I learnt, that on representation of B.J.Krishna--swamy Naik praying that he may be permitted to adopt his - daughter's son Anjaneyaswamy so that the Pallegar pension drawn by him may be paid to his adopted son. The Government accepted the adoption and recognized the adopted son for the purpose of drawing the pension Vide Order No. F.L.1605 O/S. and A. 470-35-2 dated 5/7, Feb. 1936(by the Financial Secretary to Govt.)

As per Government Order No.1678 dated 20/10/1887 a copy of which is enclosed herewith for your immediate reference, the Government will see the adoption made by the late B.J.Krishna--swami Naik is not in order on the following grounds and also - contrary to the Government Order dated 20/10/1887 under reference.

1. The adopted boy is the son of his daughter -- belonging to the"Mandi Varma of Ceylon family" and as such he is

not the nearest kin (as per above Govt. Order) whereas there three sons of his own brother and who bound by law and practice to perform last rites and cermonies.

2. The adopted boy is the only son of his daughter, which - according to Hindu Law is not entitled for adoption.

3. Late B.J.Krishnaswami Naik, while adopting his daughter's only son had no dependents except himself. It is evident and he just wanted to deprive his brother's sons, the pension he was - getting and adopted his daughter's only son whose mother has married a man of different family.

4.Late B.J.Krishnaswami Naik had any issues or dependents and his share of pension should have been reverted and distributed among his brother's sons who are legal successors.

In these circumstances, I on my behalf and on behalf of my brothers viz., B.J.Kannaswamy Raju, B.J.Venkatakrishna Raju, and B.J.Ramakrishna Raju, the petitioner, most humbly beg to stop the payment of Pallegar pension permitted to be drawn by Mr. Anajaneya -swamy until he proves the adoption is in order in a competent - Court of Law and maintains his calim for same.

I further beg to add that no reply has so far been received to our joint petition dated 5/8/1930 in this behalf addressed to Dewan of Mysore, Bangalore.

I beg to remain

Respected Sir,

Your most obedient servant

B. J. Ramakrishna Raju.
Bagalur Pallegar
family.

Copy forwarded with compliments to the Financial Secretary to Government of Mysore, Bangalore, for favour information and needful action.

B. J. Ramakrishna Raju.

Petitioner.

B.J.Ramakrishna Raju,
20,Bali Mazid Road,
Bangalore City. Dated 20th November 1938.

The Chief Secretary to Government
of H.H. the Maharaja of Mysore,
B A N G A L O R E.

Respected Sir,

In continuation of my petition dated 5/8/1937, regarding the adoption of one Anjaneyaswamy to late Mr. B.K. Krishnaswamy Naik, son of B.J.Venkataswamy Naik of Bagalur - Pallagar family, I beg to submit as follows for your kind - consideration:-

Ever since my grand-father B.J.Venkataswamy Naik died, his pension had been distributed among his four sons viz., B.J.Kumaraswami Naik, Retd. Dy. Commissioner of Bangalore, B.J. Seshadri Raju, B.J.Krishnaswami Naik and Ramaswami Naik.

I learnt, that on representation of B.J.Krishna--swamy Naik praying that he may be permitted to adopt his - daughter's son Anjaneyaswamy so that the Pallegar pension drawn by him may be paid to his adopted son. The Government accepted the adoption and recognized the adopted son for the purpose of drawing the pension Vide Order No. F.L.1605 O/S. and A. 439-35-2 dated 5/7, Feb. 1936(by the Financial Secretary to Govt.)

As per Government Order No.1678 dated 29/10/1887 a copy of which is enclosed herewith for your immediate reference, the Government will see the adoption made by the late B.J.Krishna--swami Naik is not in order on the following grounds and also - contrary to the Government Order dated 29/10/1887 under reference.

1. The adopted boy is the son of his daughter -- belongong to the"Kandi Vamsa of Ceylon family" and as such he is

not the nearest kin (as per above Govt. Order) whereas there three sons of his own brother and who bound by law and practice to perform last rites and cermonies.

2. The adopted boy is the only son of his daughter, which - according to Hindu Law is not entitled for adoption.

3. Late B.J.Krishnaswami Naik, while adopting his daughter's only son had no dependents except himself. It is evident and he just wanted to deprive his brother's sons, the pension he was - getting and adopted his daughter's only son whose mother has married a man of different family.

4.Late B.J.Krishnaswami Naik had any issues or dependents and his share of pension should have been reverted and distributed among his brother's sons who are legal successors.

In these circumstances, I on my behalf and on behalf of my brothers viz., B.J.Kannaswamy Raju, B.J.Venkatakrishna Raju, and B.J.Ramakrishna Raju, the petitioner, most humbly beg to stop the payment of Pallegar pension permitted to be drawn by Mr. Anajaneya -swamy until he proves the adoption is in order in a competent Court of Law and maintains his calim for same.

I further beg to add that no reply has so far been received to our joint petition dated 5/8/193? in this behalf addressed to Dewan of Mysore, Bangalore.

I beg to remain

Respected Sir,

Your most obedient servant

B. J. Ramakrishna Raju.

Bagalur Pollegar family.

Bangalore.

Proceedings of the Government of H.H. the Maharaja of Mysore. General

Dated 30th Sept 1902.

Read Again:- Govt. Proceedings Camp No. 1678 dated 29/10/1887.

Read the following papers:-
Letter No. 9 of the 15th August 1887, from the Khazana Bakshi, reporting the death on the 17th May 1886 of Gangamma, one of the stipendiaries of the Manjarabad Pallegar family, who was in receipt of pension of Rs 84/11/11 per mensum and submitting proposals for the disposal of the pension.

Letter No. 14 of the 11th October 1887 from the Khazana Bakshi, forwarding certain papers in connection with the above mentioned pension.

Camp No. 1678 dated Mysore 29th October 1887.

ORDER THEREON:-

xxx xxx xx xx

6.One the general question of the valadity of an adoption for the purpose of succession to a Pallegar pension, H.H. the Government are of opinion that no Native State should refuse its recognition to any adoption properly made from among the next kin. In 1822, H.H. the late Maharaja sanctioning the adoption of a son by a Pallegar widow and continued the pension to such adopted son. During the British Administration of the Province it was laid down(in Aug 1862 in connection with an adoption in Anekal family) that the Government ought not to recognize any adoption as valid for the purpose of succeseion to a Pallegar pension. This ruling was based probably upon the orders of the Madras Government adetd 13/9/1851 quoted at page 150 of the standing orders of the Board of Revenue(Mr.Dalyell's Edition 1866) These orders laid down as follows:-

"Pensions granted heredeitarily are to cease when the hereditary line fails and not to pass to adopted childern" and the Govt. reserve to themselves, in all cases, the right of refusing to recognise the calims of an adopted son to any allowence in land or money" The same order however authorised Collectors to recognize an adoption when the party adopted was near of kin to the party making the adoption, as nephew or first cousin of an undivided family.

7.The cases to which these orders of the Madras Govt were intended to apply were not eaxctly analogous to the Mysore Pallegar pensions which were granted under very peculiar circumstances partly in lieu of Pallepat lands and partly on political grounds. In the British Territory, the Government confirmed to the Pallegars in most cases their palleput lands subject to the payment of Peshkash. In Mysore, this class of petty rulers lost their political power and importance during the Muhammedan Rule and on the pacification of the country after the fall of seringapatam it was deemed inadvisable to restore to them their old Pallepat lands and they were accordingly grandted money pensions. With the fall in the value of money the pensions were increased on two occasions during the British Administration once in 1860 by 50 percent and agian in 1865 by 25 percent.

8.Under such circumstances, H.H.Government are of opinion that it will be no more than bare justice to extend to Mysore Pallegar pensions, the same rule of succession as applies to Pallepet Lands. In the case of the latter the succession admittedly vests in a son duly adopted, and to apply the same rule to the Mysore Pallegar pensiosn would be be in strict accordance not only with the fundamental principles of Hindu Law and the precedents of the State when under Native Rule, but also with the popular general feeling in the matter.

9.The rule of the Hindu Law which requires the previous sanction of the Sovereign to an adoption by a widow in such cases and which prescribes that the boy adopted shall be the nearest kin to the adoptive father, is of special importance as regards Pallegar pensions, and must therefore be most scrupulously followed in order to ensure the recognition of any apdotion as valid for the purpose of succession to Pallegar pension. The strict enforcement of this rule would be the means of keeping the pension in the family as a result which is highly desirable on grounds other than those of mere confimity to Hindu Law.

Sd. R.Vijayindra Rao. [Sd.]
Chief Secretary

"Copy"

Section S+A

File No. 18-38

Serial No. 5

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the 193 .

Date of issue 9th November 1938

Signed by Mr. S. K. Jamkhandi

? Kumaraswamy

List of enclosures.....

Copied by .....

Examined by .....

No. H343/Encl Proceedings

To The Comptroller to Govt

Sir,

In continuation of this office letter No Fd 1217/S+A 18-38-2 D/. 27-8-1938 requesting and report you to ascertain whether one B.F. Kamaswamy Raju of the Bagalur Pallegar family had been notified and whether he omitted ~~to report~~ respond to the call for objections, if any, by the State Khazur Treasury Officer in the matter of the adoption of one Anjaneya Swamy by Mr. B.F. Krishna Swamy Raju of the family I am directed to request you to be so good as to state whether Messrs B.F. Venkatakrishna Raju & B.F. Ramakrishna Raju of the same family had also been similarly notified in the matter and

whether they ~~also~~ responded to or not
the call for objection by the
STO

Their petitions in original (~~three~~ two in number)
~~of Messrs Bff~~ are ~~also~~ enclosed
for reference and ~~urgent~~ return and
Consolidated report. ~~The~~ That petitions,
may kindly be returned.

I have the
honour to be
Sir,
Your most obedient
servant
8/12-38
for Assistant Secy to Govt
of India
3/12/38

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. F 3437/S&A 18-38-5
Ex. three only

Dated, Bangalore, 7th December *193*8

From

The *Financial Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Comptroller to Government,
Bangalore.

Sir,

In continuation of this office letter No.Fl.1217/S&A. 18-38-2 dated 27th August 1938 requesting you to ascertain and report whether one Mr. B.T.Kamnaswamy Raju of the Bagalur Pallegar Family had been notified and whether he omitted to respond to the call for objections, if any, by the State Huzur Treasury Officer, in the matter of the adoption of one Anjaneyaswamy by Mr.B.T. Krishnaswamy Naik of the family, I am directed to request you to be so good as to state whether Messrs.B.T.Venkatakrishna Raju and B.T.Ramakrishna Raju of the same family had also been similarly ~~ix~~ notified in the matter and whether they responded or not to the call for objections by the State Huzur Treasury Officer.

Their petitions in original (two in number) are enclosed for reference and return.

I have the honor to be,
Sir,
Your most obedient servant,

9-12-38.

For Secretary to Government,
Financial Department.

S&A 10-38 L 28/7

OFFICE OF THE COMPTROLLER TO THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

FINANCIAL BRANCH 1046 14 DEC. 1938 GEN. & REV. WORK.

No. 3247/S.H.Try Bangalore, Dated 12th December 1938

FINANCIAL SECRETARY 14 DEC. 1938 GOVT. OF MYSORE

From

M. VIRARAJA URS, Esqr., B.A., B.L.,
Comptroller to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

8/12 14.12.38.

To

A.N.Raghavachar, Esq., M.A.,
Financial Secretary to the Government
of Mysore, Bangalore.

G.O. No.FL 6050/S&A 439-35-2 dt 27-2-36
Re.. 4th Bagalur Pallegar adoption question

Sir

With reference to your No.Fl 3096 dated 22-11-38, I have the honour to request that the enclosures viz., papers in original which were forwarded under cover of letter No.2920/S.H.Try of 19-12-35 may kindly be sent to this office to dispose of the petition under advertance as these papers are required for reference.

Pre-12 flag X in S&A 439-35-2

I have the honour to be,
S i r,
Your most obedient servant,

M. Viraraja Urs
Comptroller.

R.R

Subd

(file put up) (flag X) The enclosures are in the file S&A 439-35-2 Instead of sending back the enclosures the file itself may be forwarded to the Comptroller for refce & return. A dft is put up for approval or other orders

13/12/38 2) It is unnecessary to send the file itself (Ordinarily no secrt. file should be sent outside without the orders of the Secretary & in such cases for favour of opinion or remarks) - Dft for order

8/12/38 3) Please see remarks at the top. To save time the file Draft may, if approved, be

Serial No.

A/ be sent to the Comptr. for refce and quick return. Or the enclosures to the Communication requd. to may be detached and sent.

H. Secy) 8/12
15-12-38.

4) A is approved.
The Comptroller may be requested to return file quickly for disposal by govt.

Asst 19.12.38

5) Issue draft 8/12
19-12-38.

No. PL 3880 Dated 20/12/1938. See file
Returns the papers in original (S+A-439-35 (1-2)
to the Comptroller for refce + early return

TYPING SECTION
19 DEC 1938
GEN

Secs A.
20/12/38

NOTE—Contn. Sheet.

WD 0544—GPB—30,000—2-9-38

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

Bangalore, Dated 19th December 193 8

No. A3888/Ex: SHA 43-358: H2, B7c67. '38.

From

The *Financial Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Comptroller to Government,
Bangalore.

Sir,

With reference to your letter No.3247/S.H.Try. dated 12th December 1938, I am directed to return herewith the papers in original regarding the adoption of Mr.Anjaneya Swamy by Mr.B.J.Krishnappa Naik of the Bagalur ~~xxxxx~~ Pallegar family.

The papers may be returned very early.

I have the honor to be,
Sir,
Your most obedient servant,

19-12-38.

For Secretary to Government,
Financial Department.

SR/2

Appendix F G—1]

SUBJECT.....

.....

.....

Section

File No.

Serial No.

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the *193* .

No. H 3880/Eu: S&A 439-35-Ho:#2,
B 7.6.36.

To The Comptroller to Govt

Sir

With refce to your letter No. 3247/S H Try Dated 12-12-1938 rec: the return of enclosures viz, papers in original forwarded under Cover of letter No 2920/S H Try Dated 19-12-1935, I am directed to ~~forward, for reference and return~~ ~~this office file S&A 439-35-(1-2) containing the papers re the subject~~ adoption of Mr. Anjaneya Swamy by Mr. B.J. Krishnappa Naik of the Bagalur Pallegar family

The papers may be rtd. very early

Thanking etc

8p 19.12.38

for Financial Secy to Govt

15/12/38

Date of issue... 20th December 1938

Signed by Mr. S.K. Jamkhandi

herewith the papers in original re:

List of enclosures.....

Copied by .....

Examined by.....

WD 0278—GPB—30,000—4-8-38

OFFICE OF THE COMPTROLLER TO THE GOVERNMENT
OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

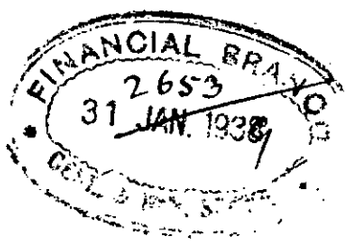
No. 4200/SHT. *Bangalore, Dated* 27th January 1939.

From

M. VIRARAJA URS, Esqr., B.A., B.L.,
Comptroller to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

To

A.N.Raghavachar Esq., M.A.,
Financial Secretary to
the Government of Mysore,
Bangalore.



Sir

Adverting to correspondence ending with your letter No.Fl.3880 S.A.499-38 dated the 20th December 1938 and the marginally noted references regarding the adoption of Mr.Anjaneyaswamy by Mr.B.J.Krishnappa Naick of Bagalur Pallegar Family and enquiring whether Messrs.B.J.Kannaswamy Raju, B.J.Venkatakrishna Raju, and B.J.Ramakrishna Raju had been notified and whether they omitted to respond to the call for objections, I have the honour to state as follows:-

Fl.1217/S&A.18-38-2 dated 27-8-38
Fl.3437/S&A.18-38-3 " " 9-12-38

These three petitioners are the sons of the late Mr.B.J. Seshadri Naik, brother of Mr.B.J.Krishnaswamy Naik. On the death of Mr.Seshadri Naik, the pension which he was drawing viz., Rs.15-14-2 was subdivided and registered in the names of Mr.Kannaswami Raju and Nanjamuddammanni, widow of Mr.Seshadri Naik, on behalf of herself and her two other sons viz., Messrs. Ramakrishna Raju and Venkatakrishna Raju. Vide G.O. No.Fl.2148/S&A 51-32-4 dated 18/20-10-1932.

When Mr.B.J.Krishnappa Naik applied for permission to adopt Mr.Anjaneyaswamy, his daughter's son, notices were issued ~~(vide Flag E)~~ among others to Mr.Krishnaswamy Raju and Srimati Nanjamuddammanni in the matter. (Vide Nos. 3693 and 3695 of 14-3-34 to intimate in writing to the Treasury Officer objections before 31-3-34.) It was also notified that if no objections were received on or before 31-3-34 from those to whom copies of

notice were sent it would be presumed that there was no objection.

4. Whereas Srimati Nanjamuddammanni sent in her objection, no objection was received from Mr.B.J.Kannaswami Raju and the case was disposed of and a recommendation made by the Treasury Officer to accord permission to the adoption on a consideration of the two objections received viz., one from Mr.B.J.Kumarakrishna Raju (son of the late Mr.B.J. Kumaraswamy Naik, a brother of the adopter) and the other from Srimati Nanjamuddammanni (vide letter No.2920 dated 19-12-35). I may add that separate notices do not seem to have been issued to the other two petitioners viz., Messrs. B.J.Venkatakrishnaraju and B.J.Ramakrishna Raju for the reason that they were not drawing pallegar pension separately and not the pension due to them was registered in the name of their mother Srimati Nanjamuddammanni as stated above to whom a notice was issued and who gave her objections in writing.

The three petitions and the Secretariat file received with the references referred to above are returned herewith.

I have the honour to be,
Sir,
Your most obedient servant,

Comptroller (in charge)

Appendix F G—1]

SUBJECT.....

.....

.....

Section S+A

File No. 18-38

Serial No. 7

No. M 5302

To The Comptroller to Govt.

Sir

With refce to your letter

No 4200/S+A Dated 27-1-1939

re: the adoption of Mr Anjaneya Swamy by Mr B J Krishnaswamy Naik of Bangalore Pallegar Family, I am directed to request you to be so good as to forward for perusal & the records of enquiry as to the ~~those~~ in connection with the recognition of adoption of the Boy, such as notices issued to the concerned parties calling for objections received etc, ~~to their objections & the replies about in the matter~~ The matter may kindly be treated as urgent

I have etc

for Secy

8/2/39.

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the 193 .

Date of issue 14.2.39

Signed by Mr eyR.

List of enclosures.....

Copied by.....

Examined by.....

Reference has been made to these ~~papers~~ in your letter under reference but the papers ~~records~~ have not been received

Date 17/2/39

WD 0278—GPB—30,000—4-3-38

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. F.1.530~ / 38-18-7 SGA.

Dated, Bangalore, 13th ~~10th~~ February *1939.*

T4.

From

The *Financial Secretary to the Government of His Highness the Maharaja of Mysore.*

To

The Comptroller to Government,
Bangalore.

Sir,

With reference to your letter No. 4200/SHT. dated 27th January 1939, re: the adoption of Mr. Anjaneyaswamy by Mr. B.J. Krishnaswamy Naik of Bagalur Pallegar family, I am directed to request you to be so good as to forward for perusal by Government the records of enquiry in connection with the recognition of adoption of the boy, such as notices issued to the concerned parties, objections received etc. Reference has been made to these in your letter under -- reference but the papers themselves have not been received.

I have the honor to be,
Sir,
Your most obedient servant,

for Financial Secretary to Government.

TRM.2

GEN. & REV. SEC. SECRETARIAT
25 FEB. 1939
2995
FINANCIAL BRANCH.

OFFICE OF THE COMPTROLLER TO THE GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE.

No. 4868/S.H.T. *Bangalore, Dated* 22nd February *1939.*

FINANCIAL SEC.
24 FEB. 1
GOVT. OF MY

S+AS-3F-8

From

M. VIRARAJA URS, Esqr., B.A., B.L.,
Comptroller to the Government of
His Highness the Maharaja of Mysore,
Bangalore.

To

A.N. Raghavachar, Esq., M.A.,
Financial Secretary to Government,
Bangalore.

Sir

Adverting to your letter No.Fl.5302-S&A 18-38-7 dated the 13/14th February 1939 calling for certain records in connection with the case relating to the adoption of Mr. Anjaneyaswamy by Mr. B.J.Krishnaswamy Naik, I have the honour to forward herewith the draft copy of the notice issued and to state that the two objection petitions received one from Mr. B.J.Kumarakrishnaraja and the other from Srimathi Nanjamuddammanni were sent to you with this office letter No.2920/S.H.T. dated 19-12-35 and are to be found in the file of the Secretariat which was received here with letter No.Fl.3880 /S&A 499-35 dated 20-12-38 and which was returned with letter No.4200/S.H.T. dated 22-1-39

The copy of the notice referred to above may kindly be returned when no longer required.

I have the honour to be,

Sir,

Your most obedient servant,

Comptroller (incharge)

S.S.

G. O. Gl. 30]

COMPTROLLER'S OFFICE,
CIVIL BRANCH.

SECTION ( )

Sectional Diary No. of letter replied to.....

General " .....

Whether a reminder is necessary on this letter, and if so, date on which it may issue or be repeated.

(To be entered by the Superintendent of the Drafting Section under his initials)

.....

.....

No. and date of reminders, if issued

1.....

2.....

3.....

G. O. Gl. 30]

FILE ORDER.

CASE NO..... SERIAL NO.....

No..... Enclosures

Date of issue.....

Subject —

Regarding the petition of B. G. Krishna Swamy Naick, Pattegar of Bagalur Family to adopt Anjaneya Swamy minor son of Nallabayamma his only daughter.

To —

With reference to the above, I am directed to request [illegible] a Member of the Bagalur Family to report to the undersigned about the opinion in the matter.

Appendix F G—1]

SUBJECT.....

.....

.....

Diary No. of letter replied to .....

General and Revenue Secretariat

( )

the *193*

Date of issue.... 13.4.38

Signed by ..... Cef.

List of enclosures.....

Copied by.....

Examined by .....

Section S & D

File No. 18-38

Serial No. H. 6745

No. Endorsement granted

To Messrs B. J. Rainaswamy Raju B. J. Venkatakrishna Raju & B. J. Rainakrishnaraju, No. 20 Bali Masjid Road Cottonpet, Bangalore city

With reference to their petitions regarding ~~confirming against~~ the recognition of the adoption of Mr. Anjaneyaswamy by Mr. B. J. Krishnaswamy Naik ~~and praying~~ for reconsideration by Govt of the orders passed by ~~on the matter~~ Messrs B. J. Rainaswamyraju & others are informed that Govt see no reason to ~~interfere~~ revise the orders already passed in the matter.

WD 0278—GPB—30,000—4-3-38

By Order

for Financial Secretary

P. T. O.

N. 6746

Copy of the foregoing is forwarded with compliments to the comptroller for information with reference to his letter No 4868/S.H.T. D/22-2-39. Draft copy of the notice sent with his letter is herewith returned.

B. O.

GR

for Financial Secretary

HM

GOVERNMENT OF HIS HIGHNESS THE MAHARAJA OF MYSORE

General and Revenue Secretariat

No. M. 6745 S.A 18.38-9

Bangalore, Dated, 12th April *193*9

Official Memorandum

Endorsement granted to Messrs. B.J.Kannaswamy Raju,
B.J.Venkatakrishna Raju &
B.J.Ramakrishna Raju,
No. 20, Beli Masjid Road, Cottonpet, Bangalore City.

With reference to their potitions for reconsideration of the orders passed by Government regarding the recognition of the adoption of Mr.Anjaneyaswamy by Mr.B.J.Krishnaswamy Naik, Messrs. B.J.Kannaswamy Raju and others are informed that Government see no reason to revise the orders already passed in the matter.

By Order,

Sd/- A.N.Raghavachar,
Financial Secretary to Government.

Memo No. M. 6746 S.A

Dated, Bangalore, 12th April 1939.

Copy of the above is forwarded with compliments to the Comptroller for information with reference to his letter No. 4868/C.H.T. dated 22nd February 1939. Draft copy of the notice sent with his letter is herewith returned.

By Order,

Off

for Financial Secretary to Government.